RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): I think the special officer could hold a preliminary enquiry in that manner under the Regulation.

MR. K. KUNJUKRISHNA PILLAI (*Quilon I*): May I know, if the enquiry is an open one, why the report is confidential?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): I said that the witnesses were examiued *in camera*.

MR. K. KUNJUKRISHNA PILLAI (*Quilon I*): May I know whether anybody was allowed to be cross-examined?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): No.

MR. PUTUPALLI S. KRISHNA PILLAI (*Quilon II*): May I know, whether, after the submission of the report, the officers concerned against whom charges were framed were subsequently brought to the notice of Government and their explanation obtained?

PRESIDENT: The report is confidential and the Government are considering it.

Firing by the Police at the Mosque at Quilon.

179. ✱**MR. M. MAHOMED HANEEF** (*Nominated*): Will the Government be pleased to state:

(*a*) the date when they received the report of the Committee appointed by Muslims to enquire into the firing by the Police at the Mosque at Quilon;

(*b*) the date when they received the report of the Special Officer appointed by Government to enquire into the same firing by the Police at the Mosque at Quilon;

(*c*) whether they have taken any action on the above reports;

(*d*) if the answer to part (*c*) is in the affirmative, the nature of the action taken by them;

(*e*) if the answer to part (*c*) is in the negative, the reason why they have not taken any action as yet; and

(*f*) whether they will be pleased to place on the table copies of the reports submitted to Government by the Special Officer as well as the Muslim Non-official Committee regarding the firing by the Police at the Mosque at Quilon?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*):

(*a*) 3rd October 1934.

(*b*) 5th December 1934.

(*c*) The report is under the consideration of Government.

(*d*) and (*e*). In view of the answer to part (*c*), this does not arise.

(*f*) A copy of the report received from the Muslim Non-official Committee is available for reference in the office. Mr. Ramachandra Rao's report is a confidential document.

Waiting list of clerks in the Forest Department.

180. ✱ **MR. S. J. NAIR** (*Nedumangad*): Will the Government be pleased to state:

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(*a*) whether they would be pleased to lay on the table an exhaustive list of persons who have acted as clerks in the Forest Department from 1104 M. E. up to Vrischikam 1110 M. E. showing :—

(i) their examination qualifications ;

(ii) the date of their entry in the service ;

(iii) the period for which each one amongst them has acted ;

(iv) a separate list of persons in the waiting list who are in service and who are out of service ;

(*b*) whether they are aware that, as a result of the recent G. O. about the appointments in public service, the Conservator of Forests refuses to recognise the claims of persons, who have acted before in the department, on communal grounds ;

(*c*) whether communal grounds or claims of acting service and examination qualification, etc., be taken into consideration in the matter of appointments, so far as persons in the waiting list are concerned, in the Forest Department ; and

(*d*) with regard to persons who have put in acting service in the department, when fresh vacancies arise, whether the Conservator of Forests renders justice to persons who have acted before as clerks etc., in the department ?

MR. T. C. THOMMEN (*Secretary to Government*) : (*a*) A* statement containing the information is laid on the table.

(*b*) In certain instances, the cases of men of over-represented communities, who had acted only for short periods, were not considered, when acting hands from unrepresented communities and depressed classes were available.

(*c*) Besides communal considerations, as required by the Government order, reports of work and conduct during the acting period are also taken into consideration.

(*d*) Yes.

MR. S. J. NAIR (*Nedumangad*) : With reference to the statement furnished here, may I know whether the Government are aware that the statement is false and incorrect ?

MR. T. C. THOMMEN (*Secretary to Government*) : It is not.

MR. S. J. NAIR (*Nedumangad*) : May I know whether the Government are aware that the names of persons who have once acted in the department have been left out in the statement ?

MR. T. C. THOMMEN (*Secretary to Government*) : The statement shows the state of affairs as it stood in Vrischigom 1110.

MR. S. J. NAIR (*Nedumangad*) : May I know from which sources Government got this information ? I am referring to the statement in question.

MR. T. C. THOMMEN (*Secretary to Government*) : From the Conservator.

MR. S. J. NAIR (*Nedumangad*) : If I succeed in convincing Government that the statement is incorrect, will the Government be pleased to take action for the supply of false information ?

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* *Vide* Appendix iv .

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PRESIDENT: That is no question at all. If the member is prepared to show the inaccuracies in the statement and then ask for information, that will be considered.

MR. S. J. NAIR (*Nedumangad*): Will the Government be satisfied if I furnish information on a subsequent occasion?

PRESIDENT: The member cannot ask a hypothetical question. If the member has any material now, let him place it before Government.

MR. S. J NAIR (*Nedumangad*): May I know whether the Government are aware that one Mr. P. K. Raman Pillai has acted in the department for $2\frac{1}{2}$ years?

MR. T. C. THOMMEN (*Secretary to Government*): The Government are not aware.

MR S. J. NAIR (*Nedumangad*): Are the Government aware that no such person has acted in the department?

MR. T. C. THOMMEN (*Secretary to Government*): I have answered that question.

MR. S. J. NAIR (*Nedumangad*): In view of that, may I know whether Government would enquire whether such a person has acted?

MR. T. C. THOMMEN (*Secretary to Government*): If the member wants it, Government will enquire.

MR. S J. NAIR. (*Nedumangad*): May I know whether if, as a result of the enquiry, Government find that the statement was false, Government intend to take action on the person responsible for the same?

PRESIDENT: That is a hypothetical question.

MR. S. J. NAIR (*Nedumangad*) May I know, whether, when there were persons in the waiting list who have acted in 1104, 1105 and 1106, other persons who have not acted were recruited in subsequent years to the department?

MR. T. C. THOMMEN (*Secretary to Government*): Yes.

MR. S. J. NAIR (*Nedumangad*); May I know why?

MR. T. C. THOMMEN (*Secretary to Government*): More hands were necessary for the conduct of work.

MR. S. J. NAIR (*Nedumangad*): Am I to understand that, when recruitment took place in the years 1107, 1108 and 1109, the claims of persons who had acted in the years 1104, 1105 and 1106 were not considered?

MR. T. C. THOMMEN (*Secretary to Government*): Nobody could have been taken when the acting hands were available.

MR. S. J. NAIR (*Nedumangad*): Are the Government aware that the Conservator has actually taken persons from outside when there were persons available in the waiting list?

MR. T. C. THOMMEN (*Secretary to Government*): In certain cases, such men might have been taken.

MR. S. J. NAIR (*Nedumangad*): May I know the reason that weighed with the Conservator in certain cases to do like that?

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MR. T. C. THOMMEN (*Secretary to Government*): Answer to part (*b*) gives that.

MR. S. J. NAIR (*Nedumangad*): May I know whether persons belonging to the Kammala community are classified as unrepresented in the matter of public service?

MR. T. C. THOMMEN (*Secretary to Government*): I claim notice.

MR. S. J. NAIR (*Nedumangad*): In reference to part (*b*), may I know who are the over-represented communities in the Forest Department?

PRESIDENT: The statement there refers to over-represented communities not only in one department but in the whole State.

MR. S. J. NAIR (*Nedumangad*): Is the Kammala community an over-represented community or not in the public service?

MR. T. C. THOMMEN (*Secretary to Government*): I believe not.

MR. S. J. NAIR (*Nedumangad*): Fromthe Appendix, No. 26 is seen as out of service and subsequent to that about 10 persons have been appointed. May I know why?

MR. T. C. THOMMEN (*Secretary to Government*): On that particular date, he might have been out of service. He might have been appointed afterwards.

MR. S. J. NAIR (*Nedumangad*): Was he in service when the list was prepared?

MR. T. C. THOMMEN (*Secretary to Government*): He was out of service.

MR. S. J. NAIR (*Nedumangad*): May I know why, when this Mr. Kochuvelu Asari was out of service, persons belonging to the Brahmin, Nair, Christian and other communities were taken in?

PRESIDENT: We have not known when he actually got out service. That is a material which we must have before we think of the question that you are now asking.

MR. R. SAMBASIVA AIYAR (*Kunnatnad II*): Sir, the list furnished only shows that Mr. Kochuvelu Asari is in service. It does not show that he is out of service.

MR. N. JOHN JOSEPH (*Nominated*): പ്രാതിനിധ്യമുള്ള സമുദായാംഗങ്ങളുടെ ആക്ടിംഗിനെ പരിഗണിക്കാതെ പ്രാതിനിധ്യമില്ലാത്ത സമുദായത്തിൽപ്പെട്ടവരേയും അധഃകൃതരെയും നിയമിക്കണമെന്നുള്ള ഗവണ്മെൻറു സക്കുലറിനെ ആസ്പദമാക്കി ഫാറസ്റ്റ് ഡിപ്പാർട്ടുമെൻറിൽ കൺസർവേറ്റർ നിയമനം നടത്തിയിട്ടുണ്ടോ?

MR. T. C. THOMMEN (*Secretary to Government*): അങ്ങിനെ നിയമനം നടത്തിയിട്ടുണ്ട്.

MR. N. JOHN JOSEPH (*Nominated*): അങ്ങിനെ നിയമനം നടത്തിയിട്ടില്ല എന്ന വല്ല പരാതിയും വന്നിട്ടുണ്ടോ?

MR. T. C. THOMMEN (*Secretary to Government*): പരാതി ഒന്നും ഉണ്ടായിട്ടില്ല.

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MR. E. V. KRISHNA PILLAI (*Pattanamtitta*): What is the action that the Government take against officers who furnish incorrect statements?

MR. T. C. THOMMEN (*Secretary to Government*): We call for their explanation and also get the statements corrected.

MR. E. V. KRISHNA PILLAI (*Pattanamtitta*): Am I to understand that no further action is taken?

MR. T. C. THOMMEN (*Secretary to Government*): It depends upon the circumstances of each case.

MR. E. V. KRISHNA PILLAI (*Pattanamtitta*): The answer is too vague, Sir. I therefore wish to know the circumstances under which the Government would think of taking also disciplinary action against such officers, and the circumstances under which they would merely rest content with getting their explanation and having the statements corrected.

MR. T. C. THOMMEN (*Secretary to Government*): The question of taking disciplinary action will depend upon the nature of the explanation furnished by the officer.

MR E. V. KRISHNA PILLAI (*Pattanamtitta*): With reference to part (*b*), may I know the prescribed length of acting service, put in by men belonging to the over-represented communities, which the Heads of Departments are allowed to overlook?

MR. T. C. THOMMEN (*Secretary to Government*): No limit has been prescribed.

MR. E V. KRISHNA PILLAI (*Pattanamtitta*): Is it the position of Government that they have given absolute discretion to the Heads of Departments in the matter of overlooking acting service, however long or short it may be?

MR. T. C. THOMMEN (*Secretary to Government*): Yes.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): May I know what should be the length of acting service in order that it may not be considered as *short*?

MR. T. C. THOMMEN (*Secretary to Government*): I have already stated, Sir, that no limit has been fixed.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): May I know then what is the meaning of the expression in the answer that the cases of men who had acted only for *short* periods were not considered?

MR. T. C. THOMMEN (*Secretary to Government*): In the opinion of the Conservator of Forests, certain periods of acting service are considered short.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Am I take it that the Government are not able to give us any definite idea with regard to the length of periods which will not be considered as short?

MR. T. C. THOMMEN (*Secretary to Government*): No definite period has been prescribed, Sir.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Is there any means to ascertain the period of service of the acting hands?

MR. T. C. THOMMEN (*Secretary to Government*): Yes, there is.

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MR. A. S. DAMODARAN ASAN (*Mavelikara*) : Then, may I know what is the meaning of the statement in Appendix IV ?

" As all of them were only acting, no service books have been opened for them and hence the information is not available here ".

MR. T. C. THOMMEN (*Secretary to Government*) : The information with regard to each individual will have to be collected from the records. In the case of officers whose service books are maintained, the information will be readily available.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : Is there any document from which the period of service of acting hands can be ascertained ?

MR. T. C THOMMEN (*Secretary to Government*) : Yes.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : What is it, please?

MR. T. C. THOMMEN (*Secretary to Government*) : The attendance register maintained in each office.

MR. A. S. DAMODARAN ASAN (*Mavelikara*) : May I ask whether it is not possible to find out the service of each one of these acting hands from such attendance register ?

MR. T. C. THOMMEN (*Secreatry to Government*) : It is quite possible.

MR. A. THANU PILLAI (*Trivandrum-Rural*) : May I know what communities the Government consider as over-represented ?

MR. T. C. THOMMEN (*Secretary to Government*) Nairs, Brahmins and some sections of the Christian community.

MR. A. THANU PILLAI (*Trivandrum—Rural*) : What are those Chrirtian communities, please ?

MR. T. C. THOMMEN (*Secretary to Government*) : Mar Thoma, for instance.

MR. A. THANU PILLAI (*Trivandrum-Rural*) : Is that all ?

MR. T. C. THOMMEN (*Secretary to Government*) : I have not got the complete lists before me now.

MR A. THANU PILLAI (*Trivandrum-Rural*) : What is the basis on which these communities are considered over-represented ?

MR. T. C. THOMMEN (*Secretary to Government*) : Population.

MR. A. THANU PILLAI (*Trivandrum-Rural*) : Is that the sole basis for representation in Government service ?

MR. T. C. THOMMEN (*Secretary to Government*) : It is not the only basis.

MR. A. THANU PILLAI (*Trivandrum-Rural*) : May I know what are the others ?

MR. T. C. THOMMEN (*Secretary to Government*) : All that has been laid down in the Public Service G. O.

MR. A. THANU PILLAI (*Trivandrum-Rural*) : So far as I know, the G. O. is silent on this matter. Will the member please refer me to the relevant passage in the G. O. ?

MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*) : On a point of order, Sir, do those questions arise ?

PRESIDENT : It is all due to that word 'over-represented' in the answer ; somehow that unhappy word has crept in there. That is the only justification.

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MR. A. THANU PILLAI (*Trivandrum-Rural*): I want the Government, as others, to have precise notions of things, Sir; hence I put these questions.

PRESIDENT: You may trust that Government have precise and correct notions.

MR. A. THANU PILLAI (*Trivandrum-Rural*): Is representation given according to the exact population ratio, or is any margin allowed for any other consideration?

MR. T. C. THOMMEN (*Secretary to Government*): When I used the word 'over-represented', I was referring to representation according to population.

MR. A. THANU PILLAI (*Trivandrum-Rural*): I wish to know whether in order to consider a community over-represented——

PRESIDENT: You cannot put the word into the mouth of the member. He has given you his answer in clear, definite, unequivocal language. He has said that it is determined according to population. That is his answer. Whether you are satisfied with it or not is a different matter.

MR. T. S JAYANTAN NAMBOOTIRI (*Travancore Jenmies, North*): May I know whether the Malayala Brahmins are considered over-represented?

MR. T. C. THOMMEN (*Secretary to Government*): They are included among 'other caste Hindus'.

MR. P. K. NARAYANA PILLAI (*Ambalapuzha I*) May I ask whether this principle of population ratio can be applied to the depressed classes in the State?

MR. T. C. THOMMEN (*Secretary to Government*): When I said over-represented——

PRESIDENT: Do you want the President to be your loud speaker, Mr. Thommen? Can you not pull up your voice. We are here to be heard.

MR. T. C. THOMMEN (*Secretary to Government*): I believe I am speaking loud enough, Sir.

PRESIDENT: I did not hear you: it is therefore no surprise that the gentlemen over there are not able to hear you.

MR. T. C. THOMMEN (*Secretary to Government*): If the member is referring to the principle that will be followed in future, I am sorry I am not in a position to answer.

MR. K. R. ELENKATH (*Kalkulam I*): May I ask whether it is not the number of qualified hands in a particular community that will form the basis for representation in service?

MR. T. C. THOMMEN (*Secretary to Government*): These are all matters which the Public Service Commissioner is going to consider.

Building for the Stationary Magistrate's Court at Nedumangad.

181 *MR. S. J. NAIR (*Nedumangad*): Will the Government be pleased to state the amount of the estimate prepared and submitted by the P. W. D. for the construction of a court-house for the Stationary Magistrate at Nedumangad?

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Appendix IV.

Vide Answer to question No 180.

List of persons who have acted as clerks in the Forest Department from 1104 to 4/1110.

No.	Name.	Caste.	Examination qualification.	Date of entry in service.	Period for which each had acted.	Whether in service or out of service.
1	M. Patchu Kurup	Nair	E. S. L. C.	15-2-1104	As all of them were only acting, no service books have been opened for them and hence the information is not available here.	In service.
2	M. N. Sivarama Pillai	Do.	Do.	11-4-1104		Do.
3	S. Ramasubba Aiyar	Brahmin.	B A.	10-6-1104		Do.
4	M. A. Varkey	Roman Catholic Syrian rite	E. S. L. C.	7-2-1105		Do.
5	B. Avakkar Kunju	Muhamadan	Do.	14-6-1105		Do.
6	K. V Narayanan Chettiyar	Other Hindu	Do.	29-6-1105		Do.
7	S. Pandarasivan	Vellala	Do.	1-12-1105		Do
8	N. Muthu Nadar	Nadar	Do.	9-3-1106		Do.
9	C. D. Joseph	Syrien Jacobite	Do.	4-4-1106		Out of service.
10	M. K. Samual	Syrian Marthoma	Do.	8-8-1108		In service.
11	P. Ponnambalam	Maravan	Do.	25-10-1106		Do.

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Appendix IV—(*contd.*)

No.	Name.	Caste.	Examination Qualification.	Date of entry in servtee.	Period for which each. had acted.	Whether in service or out of service.
12	T. P. Padmanabha Pillai	Vellala	E. S. L. C.	9-12-106	As all of them were only acting no service books have been opened for them and hence the information is not available here.	In service.
13	T. M. Mathai	Syrian Marthoma	Do.	16-1-107		Do.
14	A. Jane Sahib	Muhammedan	Do	1-2-107		Do.
15	Mrs B. Fernandoe	Anglo Indian	Do.	1-2-107		Do.
16	T. C. Pathrose	Pulaya Christian	Do.	1-2-107		Do.
17	G. Sukumara Panickar	Ezhava.	Do.	10-2-107		Do.
18	N. Gangadharan Tampi	Nair	Do.	9-3-107		Do.
19	K. Thanu Pillai	Nair	Do.	15-3-107		Do.
20	T. M. Nallakannu Pillai	Vellala	Do.	6-6-107		Do.
21	M. Thillanayagom Pillai	Do.	B. A.	10-6-107		Do.
22	B. Narayana Pillai	Nair	E. S. L. C	15-7-107		Out of service.
23	T. K. George.	Syrian Marthoma	Do.	12-10-107		In service.
24	N. Kunjan Pillai	Nair	Do.	26-12-107		Do.
25	T. Thavasimuthu	Nadar	Do.	17-2-108		Do
26	P. Kochuvelu Asari	Kammala	Do.	14-5-108		Do.
27	N. Gopalan Nair	Nair	Do.	24-6-108		Out of service.
28	K. Subramania Iyer	Brahmin	Do.	2-8-108		Do.
29	M. G. Koshy	Syrian Jocobite	Do.	10-9-108		In service.
30	P. G. Varghese	Syrian Marthomma	Do.	-9-108		Out of Service.
31	J. Christo Paul	Nadar Christian	B. A.	-11-108		In service.
32	K. P. Govindan Asari	Kammala	E. S. L. C.	27-11-108		Do.
33	V. Vasudevan	Ezhava	Do.	-3-109		Do.
34	Thankamma George.	Syrian Marthomma	Do.	-5-109		Out of service.
35	A. Subba Rao	Mahratta Kshatriya	Do.	27-9-109		Do.
36	T. G. Abraham	Syrian Jacobite	B. A.	16-10-109		Do.
37	R. Sankaranarayanan Tampi	Nair	E. S. L. C.	24-10-109		Do.